

**GOVERNMENT OF TELANGANA
ABSTRACT**

Public Services – Panchayat Raj and Rural Development Department – Departmental action initiated and charge sheet filed in criminal case against Sri Bursa Pochaiah, former Panchayat Secretary/MHO (now retired), GP Savathi, Wankidi Mandal, Adilabad District on the allegation of irregularities committed in implementation of Housing programme and misappropriated an amount of Rs.29,78,400/- Enquiry Conducted – Further action in disciplinary action and criminal action dropped – Order - Issued

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PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.PR&RD) DEPARTMENT

G.O.Rt.No. 167

Dated: 07-03-2024

Read the following:

1. From the District Collector (PW), Adilabad District, Charge Memo.No.315 /K1-Pts/2012, Dt.27.04.2013
2. Explanation, Dt.20.05.2013 of Sri Bursa Pochaiah, former Panchayat Secretary/MHO (now retired), GP Savathi, Wankidi Mandal, Adilabad District
3. From the District Collector (PW), Adilabad District, Procgs.No.315/K1-Pts/ 2012, Dt.04.11.2013
4. From the District Employment Officer, Adilabad District, Lr.No.315/K1-Pts/ 2012, Dt.22.03.2022
5. The Hon'ble Court of Addl. Judicial Magistrate of 1st class-cum- Addl. Junior Civil Judge, Asifabad, order, Dt.25.01.2023 in C.C.No.351 of 2019
6. From the CPR&RE, Hyd., Lr.No.1847/CPR&RE/B2/2022, Dt.08.06.2022 & 06.07.2023

ORDER:

In the reference 1st read above, article of charges were issued against Sri Bursa Pochaiah, former Panchayat Secretary/MHO, GP Savathi, Wankidi Mandal, Adilabad District in accordance with the procedure laid down in Rule 20 of the Telangana State Civil Services (CC&A) Rules, 1991 on the allegation of irregularities and misappropriation committed by him in implementation of Housing programme while he was working in Sawathi Gram Panchayat Wankidi Mandal. The charged officer had submitted his written statement of defense vide reference 2nd read above and requested to drop the charges.

2. After examination of the Written Statement of Defense of the charged officer, the District Employment Officer, Adilabad District was appointed as Enquiry Officer to inquire into the charge framed against the Charged Officer vide reference 3rd read above. In the reference 4th read above, the Enquiry Officer had submitted the Enquiry report.

3. In the reference 5th read above, the Hon'ble Court of Addl. Judicial Magistrate of 1st class-cum- Addl. Junior Civil Judge, Asifabad, in its order, Dt.25.01.2023 in C.C.No.351 of 2019 has ordered as under:-

“the overall prosecution evidence, the entrustment of the amounts to accused and misappropriation by them is not established thorough sufficient oral and documentary evidence which are the material ingredients to attract the alleged offences. The non examination of alleged V.O. group in the enquiry report gives benefit of doubt in favour of accused no 1 to 5. There is no sufficient evidence adduced by the prosecution to prove the guilt of A1 to A5 for the alleged offences beyond all reasonable doubt.

IN THE RESULT, A1 to A5 found not guilty for the offence punishable U/Sec. 409, 420 r/w 149 IPC. Accordingly, they are acquitted U/Sec. 248(1) of Cr.P.C. The bail bonds shall stand cancelled after expiry of appeal period”

4. Government have examined the findings of the Enquiry Officer in Enquiry Report, Dt.22.03.2022, which was not accepted by the Hon'ble Civil Court, as there was lack of sufficient evidence in the Enquiry Report to prove the guilt of the Accused Officer and observed that the said Enquiry Report is very vague in nature.

5. Accordingly, keeping in view of the acquittal orders in Criminal case, Dt.25.01.2023 and facts that both disciplinary and criminal case were filed on the same charge, Government hereby decided to drop further action against Sri Bursa Pochaiah, Ex-Panchayat Secretary/MHO (now retired), Sawathi GP, Wankidi Mandal, Adilabad District both in disciplinary proceedings initiated vide reference 1st read above as well as criminal proceedings.

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6. The Commissioner, Panchayat Raj & Rural Employment, Hyderabad shall take necessary action accordingly.
7. The original records received vide reference 6th read above are returned herewith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

**SANDEEP KUMAR SULTANIA
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Commissioner, Panchayat Raj and Rural Employment, Hyderabad
Sri Bursa Pochaiah, former Panchayat Secretary/MHO (now retired), GP Savathi, Wankidi
Mandal, erstwhile Adilabad District through the Commissioner, Panchayat Raj and Rural
Employment, Hyderabad

Copy to:

The District Collector, Adilabad District
The District Collector, Kumuram Bheem Asifabad District
SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER